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7 *Attorneys for The Bank of New York Mellon fka*  
8 *The Bank of New York as Trustee for the*  
9 *Certificateholders CWMBS, Inc., CHL Mortgage*  
10 *Pass-Through Trust 2005-HYB10 Mortgage Pass-*  
11 *Through Certificates, Series 2005-HYB10*

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

13 THE BANK OF NEW YORK MELLON FKA  
14 THE BANK OF NEW YORK AS TRUSTEE  
15 FOR THE CERTIFICATEHOLDERS CWMBS,  
16 INC., CHL MORTGAGE PASS-THROUGH  
17 TRUST 2005-HYB10 MORTGAGE PASS-  
18 THROUGH CERTIFICATES, SERIES 2005-  
19 HYB10,

17 Plaintiff,

18 v.

19 GRANITE CREST HOMEOWNERS  
20 ASSOCIATION; NEVADA ASSOCIATION  
21 SERVICES, INC.; DOE INDIVIDUALS I-X,  
inclusive, and ROE CORPORATIONS I-X,  
inclusive,

22 Defendants.

Case No.: 2:17-cv-00365-JAD-NJK

**STIPULATION FOR EXTENSION OF  
TIME TO FILE DISMISSAL  
DOCUMENTS**

(Fourth Request)

**ORDER**

24 The Bank of New York Mellon fka The Bank of New York as Trustee for the  
25 Certificateholders CWMBS, Inc., CHL Mortgage Pass-Through Trust 2005-HYB10 Mortgage Pass-  
26 Through Certificates, Series 2005-HYB10 (**BoNYM**), and Granite Crest Homeowners Association  
27 (**Granite Crest**), by and through their undersigned counsel of record, hereby stipulate as follows:  
28 . . .

1           1.       The parties reached a settlement as indicated by the notice of settlement filed on  
2 January 9, 2020. (ECF No. 34).

3           2.       BoNYM filed a status report regarding settlement on February 14, 2020.

4           3.       The parties filed a stipulation to extend the time to file dismissal documents on March  
5 16, 2020. The parties filed a second stipulation to extend the time to file dismissal documents on  
6 April 15, 2020, noting that the parties were working to make mutually acceptable revisions to the  
7 draft settlement agreement, and Granite Crest was reviewing the most recently revised agreement.

8           4.       The parties filed a third stipulation to extend time to file dismissal documents on May  
9 15, 2020, noting the parties had made progress finalizing the language of the draft settlement  
10 agreement. However, due to delays caused by COVID-19, the parties were unable to execute the  
11 final agreement prior to the current dismissal deadline.

12           5.       Since the previous status update, the parties have reached an agreement as to the final  
13 language in the settlement agreement. Granite Crest has executed the agreement, and it is now  
14 pending before BoNYM for final review and execution. Once the agreement is fully executed, the  
15 parties will be able to complete a condition precedent to dismissal under the settlement terms.

16           6.       The parties anticipate the appropriate settlement documents will be finalized within  
17 the next few weeks, at which time the parties intend to submit a stipulation to dismiss as soon as  
18 possible. The parties respectfully request the court extend the deadline to file dismissal papers by an  
19 additional thirty days so that the parties may resolve the remaining matters and prepare dismissal  
20 documents.

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7. This is the parties fourth request for an extension to this deadline and is not intended to cause any delay or prejudice to any party.

DATED this 15<sup>th</sup> day of June, 2020.

**AKERMAN LLP**

/s/ Nicholas E. Belay, Esq.

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*Attorneys for Granite Crest Homeowners Association*

**ORDER**

**IT IS SO ORDERED.**

  
UNITED STATES DISTRICT JUDGE  
Case No. 2:17-cv-00365-JAD-NJK

DATED: 6/16/2020

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